

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

NATIONSTAR MORTGAGE, LLC,

Plaintiff,

vs.

CLUB ALIANTE HOMEOWNERS
ASSOCIATION; 7505 JAVA SPARROW TRUST,

Defendant.

Case No. 2:15-cv-00196-APG-GWF

ORDER

Motion to Stay Discovery - #22

This matter is before the Court on Defendant Club Aliante Homeowners Association's Motion to Stay Discovery (#22), filed on November 13, 2015. No written response has been filed to this motion.

The Court has reviewed Defendant Club Aliante Homeowners Association's Motion to Dismiss (#20), the Plaintiff's Response (#26) to the motion, and Defendant's Reply (#27). Based on that review, the Court is not reasonably persuaded that the motion to dismiss will be granted either based on lack of subject matter jurisdiction or failure to state a claim upon which relief can be granted. Defendant Club Aliante Homeowners Association has therefore failed to demonstrate sufficient grounds for a stay of discovery pending the decision on its motion to dismiss. *See Tradebay, LLC v. eBay, Inc.*, 278 F.R.D. 597 (D.Nev. 2011). Accordingly,

IT IS HEREBY ORDERED that Defendant Club Aliante Homeowners Association's Motion to Stay Discovery (#22) is **denied**.

IT IS FURTHER ORDERED that the hearing on Defendant's motion scheduled for December 17, 2015 at 2:30 P.M. is **vacated**.

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DATED this 16th day of December, 2015.

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